

REVISOR'S NOTE: This subsection presently appears as Article 66C, section 719(e) of the Code. The only changes made are in style.

[[ (I) ] ] (J) "PRIVATE WETLANDS" MEANS ANY LAND NOT CONSIDERED "STATE WETLAND" BORDERING ON OR LYING BENEATH TIDAL WATERS, WHICH IS SUBJECT TO REGULAR OR PERIODIC TIDAL ACTION AND SUPPORTS AQUATIC GROWTH. THIS INCLUDES WETLANDS, TRANSFERRED BY THE STATE BY A VALID GRANT, LEASE, PATENT, OR GRANT CONFIRMED BY ARTICLE 5 OF THE DECLARATION OF RIGHTS OF THE CONSTITUTION, TO THE EXTENT OF THE INTEREST TRANSFERRED.

REVISOR'S NOTE: This subsection presently appears as Article 66C, section 719(k) of the Code. The only changes made are in style.

[[ (J) ] ] (K) "REGULAR OR PERIODIC TIDAL ACTION" MEANS THE RISE AND FALL OF THE SEA PRODUCED BY THE ATTRACTION OF THE SUN AND MOON UNINFLUENCED BY WIND OR ANY OTHER CIRCUMSTANCE.

REVISOR'S NOTE: This subsection presently appears as Article 66C, section 719(f) of the Code. The only changes made are in style.

[[ (K) ] ] (L) "SECRETARY" MEANS SECRETARY OF NATURAL RESOURCES.

REVISOR'S NOTE: This subsection is new language inserted to avoid the repetitive use of this phrase throughout this title.

[[ (L) ] ] (M) "STATE WETLANDS" MEANS ANY LAND UNDER THE NAVIGABLE WATERS OF THE STATE BELOW THE MEAN HIGH TIDE, AFFECTED BY THE REGULAR RISE AND FALL OF THE TIDE. WETLANDS OF THIS CATEGORY WHICH HAVE BEEN TRANSFERRED BY THE STATE BY VALID GRANT, LEASE, PATENT OR GRANT CONFIRMED BY ARTICLE 5 OF THE DECLARATION OF RIGHTS OF THE CONSTITUTION SHALL BE CONSIDERED "PRIVATE WETLAND" TO THE EXTENT OF THE INTEREST TRANSFERRED.

REVISOR'S NOTE: This subsection presently appears as Article 66C, section 719(a) of the Code. The only changes made are in style.

#### 9-102. DECLARATION OF PUBLIC POLICY.

IN MANY AREAS OF THE STATE MUCH OF THE WETLANDS